

REMARKS

This Amendment is submitted in response to the official action that issued in the present application on June 22, 2010. Claims 1-16 were pending in the application. In the official action, claims 1-16 were rejected. In this Amendment, claims 1, 5, 7, 11, and 15 have been amended. Claims 1-16 thus remain for consideration.

Applicants submit that claims 1-16 are in condition for allowance and request withdrawal of the rejections in light of the following remarks.

§101 Rejections

Claim 15 was rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter.

Claim 15 has been amended. Applicants submit that the amendment to claim 15 renders the claim compliant with §101. Accordingly, Applicants request that the rejection under §101 be withdrawn.

§103 Rejections

Claims 1-15 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Hamilton (U.S. Patent No. 7,305,357) in view of Iijima et al. (U.S. Patent No. 6,816,967) in view of Pinder (U.S. Patent No. 7,065,213).

Claim 16 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Hamilton in view of Iijima in view of Pinder in view of Challenger (U.S. Patent Application Publication No. 2003/0088768).

Applicants submit that the independent claims (claims 1, 5, 7, 11, and 15) are patentable over Hamilton, Iijima, Pinder, and Challenger (collectively "the cited references").

Applicants' invention as recited in claim 1 is directed toward a content distribution system. The claim recites "a content delivery server that broadcasts a data stream for a broadcast program, control information for obtaining data for a

broadcast program, and program information," and "a content receiving client that receives the data stream for a broadcast program, the control information for obtaining the broadcast program, and the program information, stores the broadcast contents, and reproduces the stored broadcast program." The claim further recites that "a server type broadcast content control descriptor is defined as copyright information at the time of content reproduction," that "the content control descriptor [is] inserted in a program map table," and that "the applicability of the content control descriptor depend[s] on the location of the content control descriptor within the program map tab table, such that in the case in which the descriptor is arranged in a first loop of the program map table the descriptor is applied to all elementary streams in a designated program, and when the descriptor is arranged in an elementary stream loop of the program map table the descriptor is applied only to a designated elementary stream." (Emphasis supplied.) Supporting disclosure for the emphasized recitation can be found in the specification at, for example, page 17, lines 3-19. Claims 5, 7, 11, and 15 include similar recitations.

The cited references do not disclose the emphasized recitation. Accordingly, Applicants believe that claims 1, 5, 7, 11, and 15 are patentable over the cited references - taken either individually or in combination - on at least this basis.

Further, since dependent claims inherit the limitations of their respective base claims, Applicants believe that dependent claims 2-4, 6, 8-10, 12-14, and 16 are patentable over the cited references for at least the same reasons as discussed in connection with the independent claims.

Applicants respectfully submit that all of the claims now pending in the application are in condition for allowance, which action is earnestly solicited. If any issues remain, or if

the Examiner has any further suggestions, the Examiner is invited to telephone the undersigned at (908) 654-5000.

The Examiner is hereby authorized to charge any insufficient fees or credit any overpayment associated with the above-identified application to Deposit Account No. 12-1095.

The Examiner's consideration of this matter is gratefully acknowledged.

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